

45

Entered - 07-09-99 SB
CL 99L0413 -MICHAEL A. REEVES

00-*R*-0167

CLAIM OF: **JAMES E. CARDWELL**
317 3rd Street
Apartment 2
Atlanta, Georgia 30308

For damages alleged to have been sustained as a
result of vehicular damages on May 30, 1999, at
the intersection of 8th Street and Monroe Drive.

THIS ADVERSED REPORT IS

APPROVED:

Rosalind A. Rubens Newell
ROSALIND A. RUBENS NEWELL
DEPUTY CITY ATTORNEY

ADVERSE REPORT

Public Safety

2/13/2000

John Lewis

William J. Davis

John M. Davis

Gregory A. Davis

ADVERSED BY
CITY COUNCIL FEB 21 2000

CERTIFIED
FEB 21 2000
John M. Davis
COUNCIL PRESIDENT PROTEM

CERTIFIED
FEB 21 2000
Franklin A. Davis
MUNICIPAL CLERK



OFFICE OF MUNICIPAL CLERK

RHONDA DAUPHIN JOHNSON, CMC
MUNICIPAL CLERK

55 TRINITY AVENUE, S.W.
SECOND FLOOR, EAST
SUITE 2700
ATLANTA, GEORGIA 30335
(404) 330-6033
FAX (404) 658-6103

February 28, 2000

James E. Cardwell
317 3rd Street
Apartment 2
Atlanta, GA 30308

00-R-0167

Dear Mr. Cardwell:

I sincerely regret that you have been adversely affected by the circumstances raised in your claim for damages against the City of Atlanta. Your time and patience in this matter has been greatly appreciated.

However, I must notify you that the Atlanta City Council Adopted an Adverse Report on your claim at its regular meeting on February 21, 2000. In consultation with the City's Law Department, who conducted an investigation of the situation, the Council has determined that the City cannot accept responsibility for this matter and therefore cannot pay this claim.

If you desire any further information, please contact the City Attorney's Office/Claims Division at (404) 330-6400.

Sincerely,

Rhonda Dauphin Johnson, CMC
Municipal Clerk

cc: Claims Division/Law Department

DEPARTMENT OF LAW - CLAIM INVESTIGATION SUMMARY

Claim No. 99L0413

Date: February 2, 2000

Claimant /Victim **JAMES CARDWELL**

BY: (Atty.) (Ins. Co.)

Address 317 3rd Street, Apartment 2, Atlanta, Georgia 30308

Subrogation _____ Claim for Property damage \$ 8,000.00 Bodily Injury \$ _____

Date of Notice 06/29/99 Method: Written, proper X Improper _____

Conforms to Notice: O.C.G.A. §36-33-5 X Ante Litem (6 Mo.) X

Date of Occurrence 05/30/99 Place Intersection of 8th and Monroe Drive

Department Public Works Bureau Waste Water Services Division _____

Employee involved Anderson Thomas Jr. Dept. Action Pending

NATURE OF CLAIM: The claimant alleged that his vehicle was damaged during a collision with a City vehicle. An investigation determined that the claimant has turned this matter over to his insurance company.

INVESTIGATION:

Statements: City employee _____ Claimant _____ Others _____ Written _____ Oral _____

Pictures _____ Diagrams _____ Reports: Police X Dept. Report _____ Other _____

Traffic citations issued: City Driver X Claimant Driver X

Citation disposition: City Driver _____ Claimant Driver _____

BASIS OF RECOMMENDATION:

Function: Governmental X Ministerial _____

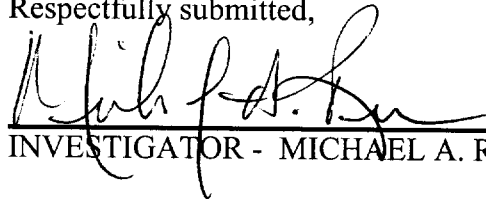
Improper Notice _____ More than Six Months _____ Other _____ Damages reasonable _____

City not involved _____ Offer rejected _____ Compromise settlement _____

Repair/replacement by Ins. Co. _____ Repair/replacement by City Forces _____

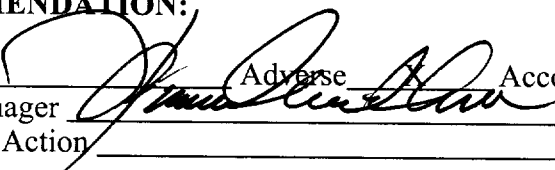
Claimant Negligent _____ City Negligent X Joint _____ Claim Abandoned _____

Respectfully submitted,


INVESTIGATOR - MICHAEL A. REEVES

RECOMMENDATION:

Pay \$ _____ Adverse _____ Account charged: 1A01 _____ 2J01 _____ 2H01 _____

Claims Manager  Concur/date 02-03-00

Committee Action _____ Council Action _____

Reeves

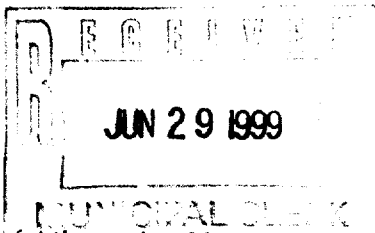
COUNCIL OF THE CITY OF ATLANTA
MUNICIPAL CLERKCity Hall
55 Trinity Avenue, S.W.
Atlanta, Georgia 30335

RE: CLAIM FOR DAMAGES

Today's Date: 6/21-99

07/06/99

Dear Municipal Clerk:

ENTERED - 7-9-99 - SB
99L0413 - MIKE REEVESThis is to notify the City of Atlanta that I have suffered damages in the amount sum of \$ 8,600 property and/or \$ _____ bodily injury for which I contend the City is liable.

1. Date of incident: 5-30-99 (month/day/year) 2. Time of Incident: 10:30 AM 3. Police called: ☒ Yes ☐ No
4. Location of incident (including street address): St. P Monrore Drive
5. Name of your insurance company: Safeway Ins Co. Policy No. PPREFD125
6. State what and how incident occurred: I had the light and change across the light. Driver of other car ran the light, said his brakes failed. My insurance has total my car. and I have money to go.
7. ALL ESTIMATES AND DAMAGES ARE SUBJECT TO INSPECTION. THE MAKING OF FALSE CLAIMS WILL RESULT IN YOUR CLAIM BEING DENIED AND MAY RESULT IN CRIMINAL PROSECUTION!
8. The registered owner must make the claim for vehicle damages, complete the following and attach two (2) estimates of repair and proof of ownership of your vehicle (copy of the current tag receipt or title).

Your vehicle:	<u>1993 Thunderbolt</u>	<u>1993</u>	<u>476M4Y</u>	<u>James Cardwell</u>
	(Make)	(Year)	(Tag Number)	(Driver's Name)
City vehicle:	<u>Suburban</u>	<u>Thomas Anderson</u>	<u>Legal & Water</u>	
	(Make)	(City Driver's Name)	(Department/Bureau)	
9. Witness: Jack Steelman 4175th St (404) 892 4561
(Name) (Address) (Telephone Number)
10. The acknowledgement of this claim in no way waives the Sovereign immunity of the City of Atlanta, as granted by State law, nor is it an admission of liability on behalf of the City of Atlanta and/or its employee(s).
11. This claim should be mailed immediately to the address shown above.

I HEREBY SWEAR OR AFFIRM THAT THE ABOVE INFORMATION IS TRUE AND CORRECT.

James E. Cardwell
Signature of Claimant

(Print Claimant's Name)

3113th apt 2
(Address)Atlanta, Ga 30308
(City, State and Zip Code)

(Work Number)

(Home Number)

00-R-0167

I have already sent you one claim with a police report

(404) 274-7853

RCS# 1771
2/21/00
2:37 PM

Atlanta City Council

Regular Session

CONSENT AGENDA PAGES (1 - 9)

ADOPT

YEAS: 15
NAYS: 0
ABSTENTIONS: 0
NOT VOTING: 1
EXCUSED: 0
ABSENT 0

SEE ATTACHED LISTING OF
ITEMS ADOPTED/ADVERSED
ON CONSENT AGENDA

Y McCarty	Y Dorsey	Y Moore	Y Thomas
Y Starnes	Y Woolard	Y Martin	Y Emmons
Y Bond	Y Morris	Y Maddox	Y Alexander
Y Winslow	Y Muller	Y Boazman	NV Pitts

ITEMS REMOVED FROM
CONSENT AGENDA
00-O-0122
00-O-0123
00-R-0202
00-R-0020

00-O-0212 - Councilmember
Boazman Abstained

**ITEMS ADOPTED ON
CONSENT AGENDA**

1. 99-O-2072
2. 99-O-2073
3. 00-O-0127
4. 00-O-0124
5. 00-O-0126
6. 00-O-0066
7. 00-O-0125
8. 00-O-0211
9. 00-O-0212 *
10. 00-O-0213
11. 00-O-0207
12. 00-R-0220
13. 00-R-0196
14. 00-R-0209
15. 00-R-0180
16. 00-R-0176
17. 00-R-0174
18. 00-R-0145
19. 00-R-0146
20. 00-R-0147
21. 00-R-0148
22. 00-R-0149
23. 00-R-0150
24. 00-R-0151
25. 00-R-0152
26. 00-R-0153
27. 00-R-0154
28. 00-R-0155
29. 00-R-0156
30. 00-R-0157
31. 00-R-0158
32. 00-R-0159
33. 00-R-0160

**02/21/00 Council Meeting
ITEMS ADVERSED ON
CONSENT AGENDA**

34. 00-R-0161
35. 00-R-0162
36. 00-R-0163
37. 00-R-0164
38. 00-R-0165
39. 00-R-0166
40. 00-R-0167
41. 00-R-0168
42. 00-R-0169
43. 00-R-0170
44. 00-R-0171
45. 00-R-0172
46. 00-R-0173
47. 00-R-0175

* Councilmember Boazman
abstained from voting on item 00-
O-0212.